

3-31-06

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



APPLICANT : Wilson, et al.

SERIAL NUMBER : 10/664,610

EXAMINER : Bo Peng

FILING DATE : September 16, 2003

ART UNIT : 1648

FOR : PROPHYLACTIC AND THERAPEUTIC HIV APTAMERS

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

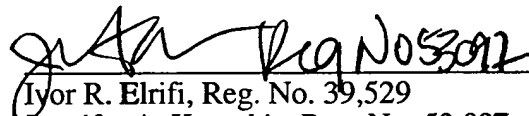
Transmitted herewith for filing in the present application are the following documents:

1. Supplemental Information Disclosure Statement (2 pages), in duplicate;
2. Modified Form 1449/PTO (1 page), in duplicate;
3. Copies of Cited Reference B1-3; C2-4; and
4. Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 23239-538. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,


Ivor R. Elrifi, Reg. No. 39,529

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Date: March 29, 2006



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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicant hereby makes of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Supplemental Information Disclosure Statement is being filed within three months of the mailing date of the Supplementary Partial European Search Report for EP 03 75 2557, mailed February 15, 2006. Accordingly, no fee or certification is believed due at this time. By the waiver of 37 CFR 1.98(a)(2)(i) a copy of the U.S. Published Application A2 is not submitted.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

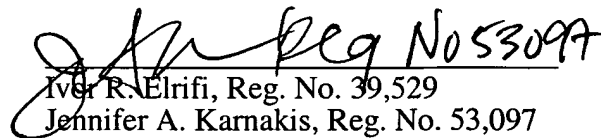
By submitting this Supplemental Information Disclosure Statement, the Applicant makes no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANTS: **Wilson, et al.**
U.S.S.N.: **10/664,610**

Notwithstanding any statements by the Applicant, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 23239-538.

Respectfully submitted,

 Reg No 53097
Iver R. Elrifi, Reg. No. 39,529
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Page 1 of 1
Attorney Docket No.: 23239-538

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| Modified Form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary) | | | | Application Number | | 10/664,610 | |
| | | | | Filing Date | | September 16, 2003 | |
| | | | | First Named Inventor | | Wilson | |
| | | | | Group Art Unit | | 1648 | |
| | | | | Examiner Name | | Bo Peng | |
| | | | | Attorney Docket Number | | 23239-538 | |
| U.S. PATENT DOCUMENTS | | | | | | | |
| Exam Initials | Cite No. | U.S. Patent Document No. | Issue Date | Name of Patentee(s) or Applicant(s) | Class | Sub Class | Filing Date If Appropriate |
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| U.S. PUBLISHED APPLICATION DOCUMENTS | | | | | | | |
| Exam Initials | Cite No. | U.S. Published Application No. | Published Date | Name of Patentee(s) or Applicant(s) | Class | Sub Class | Filing Date If Appropriate |
| | *A2 | 2002/0127581 A1 | 09/12/02 | Rajendran et al. | 435 | 6 | |
| | | | | | | | |
| FOREIGN PATENT DOCUMENTS | | | | | | | |
| Exam Initials | Cite No. | Foreign Patent Document Office Number | | Name of Patentee(s) or Applicant(s) | Date of Publication | Translation Yes No | |
| | B1 | WO | 96/40717 | NEXSTAR PHARMACEUTICALS, INC. | 12/19/96 | | |
| | B2 | WO | 01/09158 a1 | SOMALOGIC, INC. | 02/08/01 | | |
| | B3 | EP | 1 219 708 A1 | NATIONAL INSTITUTE OF ADVANCED INDUSTRIAL SCIENCE AND TECHNOLOGY | 07/03/02 | | |
| OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS | | | | | | | |
| Exam Initials | Cite No. | Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc. | | | | | |
| | C2 | Araki et al. <i>Nucl. Acids Res.</i> , 26(14):3379-3384 (1998) | | | | | |
| | C3 | Sayer et al. <i>Biochem. Biophys. Res. Commun.</i> , 293:924-931 (2002) | | | | | |
| | C4 | Supplementary Partial European Search Report for EP 03 75 2557, mailed February 15, 2006. | | | | | |
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* By the waiver of 37 CFR 1.98(a)(2)(i) a copy of the U.S. Published Application A2 is not submitted.

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|-----------------------|--|--------------------|--|
| Examiner Signature | | Date Considered | |
|-----------------------|--|--------------------|--|

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.